

House File 614

S-3210

1 Amend House File 614, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 6, by striking line 33 and inserting
4 <following new subsections:

5 NEW SUBSECTION. 16A. The board of supervisors
6 may by ordinance allow for the use and explosion of
7 consumer fireworks within the county. If the board
8 of supervisors adopts an ordinance pursuant to this
9 subsection, a petition meeting the requirements
10 specified in section 331.306 may be filed with the
11 board of supervisors within thirty days following
12 the effective date of the ordinance requesting that
13 the question of whether to continue to allow for the
14 use and explosion of fireworks be submitted to the
15 registered voters of the county. Upon receipt of a
16 valid petition requesting an election, the board of
17 supervisors shall direct the county commissioner of
18 elections to put the proposal on the ballot for the
19 next general election. If the ballot proposal is
20 rejected, the use and explosion of fireworks shall be
21 prohibited in the county.>

22 2. Page 7, by striking line 11 and inserting
23 <following new subsections:

24 NEW SUBSECTION. 5A. The city council may by
25 ordinance allow for the use and explosion of consumer
26 fireworks as described in section 727.2 within the
27 city. If the council adopts an ordinance pursuant to
28 this subsection, a petition meeting the requirements
29 specified in section 362.4 for petitions authorized by
30 city code may be filed with the clerk within thirty
31 days following the effective date of the ordinance,
32 requesting that the question of whether to continue
33 to allow for the use and explosion of fireworks be
34 submitted to the registered voters of the city. Upon
35 receipt of a valid petition requesting an election,
36 the council shall direct the county commissioner of
37 elections to put the proposal on the ballot for the
38 next regular city election. If the ballot proposal is
39 rejected, the use and explosion of fireworks shall be
40 prohibited in the city.>

41 3. Page 7, line 12, after <council> by inserting
42 <that allows for the use and explosion of consumer
43 fireworks, pursuant to subsection 5A>

44 4. Page 7, line 13, by striking <prohibit or limit
45 the use of consumer fireworks,> and inserting <limit
46 the use of such consumer fireworks, and any city
47 council may by ordinance or resolution prohibit or
48 limit the use of>

49 5. Page 9, before line 14 by inserting:

50 <Ob. (1) A person may use or explode consumer

1 fireworks in a county, outside of the boundaries of all
2 cities in the county, only if the county has adopted an
3 ordinance to permit such use in accordance with section
4 331.301, subsection 16A, provided that such use is not
5 prohibited following a vote of eligible electors under
6 that subsection.

7 (2) A person may use or explode consumer fireworks
8 in a city only if the city and the county in which the
9 person is located have adopted ordinances to permit
10 such use in accordance with section 331.301, subsection
11 16A, and section 364.2, subsection 6, provided that
12 such use is not prohibited following a vote of eligible
13 electors under that subsection.

14 (3) A person who uses or explodes consumer
15 fireworks in a location where such use is not permitted
16 by the necessary ordinances under this paragraph "ob"
17 commits a simple misdemeanor, punishable by a fine of
18 not less than two hundred fifty dollars.>

19 6. By renumbering as necessary.

DAVID JOHNSON